

SPONSORED BY: Administration  
REFERRED TO: Committee Work Session  
INTRODUCED BY: Scott Pelot, Personnel Chair

## **CITY OF NORTON**

### **ORDINANCE NO. 39-2010**

AN ORDINANCE AMENDING SECTION 288.01 OF THE CODIFIED ORDINANCES OF THE CITY OF NORTON, OHIO, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Norton, Summit and Wayne Counties, State of Ohio, that:

Section 1: Section 288.01 of the Codified Ordinances of the City of Norton, Ohio as it was originally enacted by Ordinance No. 45-2000 passed May 8, 2000, as amended by Ordinance No. 3-2001 passed January 8, 2001, is hereby amended and restated in its entirety to provide as follows:

“288.01 ESTABLISHMENT; MEMBERSHIP; APPOINTMENTS.

(a) There is hereby established in and for the City a five-member Health Advisory Board, which shall consider and deliberate on the health service needs of the City. The Advisory Board shall be composed and appointed as follows:

(1) One member appointed annually by majority vote of Council, which appointed member may be a member of Council or a citizen of the City;

(2) Four non-Council members appointed by the Mayor and confirmed by Council.

(b) If the Mayor fails to fill any of the four non-Council positions within six weeks of the establishment of such position or vacancy therefrom, the Mayor's authority to make such appointment(s) shall lapse and Council shall make such appointments. If Council fails to fill the Council position within six weeks of the establishment of the position or vacancy therefrom, the Council's authority to make such appointment shall lapse and the Mayor shall make such appointment.”

Section 2: Section 288.01 of the Codified Ordinances of the City of Norton, as it was originally enacted by Ordinance No. 45-2000 passed May 8, 2000, as amended by Ordinance No. 3-2001 passed January 8, 2001, is hereby repealed and shall be of no further force or effect.

Section 3: All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Revised Code.

Section 4: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the City, and for the further reason that the immediate effectiveness of this Ordinance is required in order to provide for the orderly administration of public health within the City; wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor; otherwise, it shall take effect at the earliest time permitted by law.

Emergency vote: \_\_\_\_\_Yeas      \_\_\_\_\_Nays

Date passed: \_\_\_\_\_

\_\_\_\_\_  
Mike Zita, President of Council

Date submitted to the Mayor \_\_\_\_\_

Attest: \_\_\_\_\_  
Karla Richards, CMC– Clerk of Council

\_\_\_\_\_  
David L. Koontz, Mayor

Date approved by the Mayor \_\_\_\_\_

I, Karla Richards, CMC-Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. 39\_\_\_\_-2010** was duly and regularly passed by the Council of the City of Norton, Summit County, Ohio at a meeting held on \_\_\_\_\_, 2010.

That this legislation was posted according to law on \_\_\_\_\_, 2010 and will become effective on \_\_\_\_\_, 2010.

\_\_\_\_\_  
Karla Richards, CMC-Clerk of Council

Prepared and approved as to legal form by Peter M. Kostoff, Law Director, City of Norton, February 23, 2010.